

1 Angel Carrazco, Jr. (SBN 230845)

Kent M. Henderson (SBN 139530)

2 Christopher L. Holm (SBN 308446)

3 **CARRAZCO LAW, A.P.C.**

18301 Irvine Boulevard

4 Tustin, CA 92780

5 Telephone: 714-541-8600

Facsimile: 714-541-8601

6 Email: [angel@carrazcolawapc.com](mailto:angel@carrazcolawapc.com)

7 [hendolaw@gmail.com](mailto:hendolaw@gmail.com)

8 [chris@carrazcolawapc.com](mailto:chris@carrazcolawapc.com)

9 Attorneys for Plaintiffs

10  
11 **UNITED STATES DISTRICT COURT**

12 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

1 WILLIAM OMAR CASTILLO )  
2 MIRANDA, an individual and as )  
3 Successor in Interest for Decedent, )  
4 WILLIAM RENE SALGADO )  
5 MIRANDA; JUANA MARIA )  
6 MIRANDA, an individual and as )  
7 Successor in Interest for Decedent, )  
8 WILLIAM RENE SALGADO )  
9 MIRANDA; OSMAR ANTONIO )  
10 CASTILLO BLANDON, a minor by and )  
11 through Guardian ad Litem, EUGENIA )  
12 GUADELUPE ESPINOZA SALMERON; )  
13 EUGENIA GUADELUPE ESPINOZA )  
14 SALMERON, an individual; KARLA )  
15 VANESSA BLANDON, an individual; )

16 Plaintiffs,

17 v.

18 CITY OF HUNTINGTON PARK; )  
19 RENE REZA, an individual; APRIL )  
20 WHEELER, an individual; MATTHEW )  
21 RINCON, an individual; NICK )  
22 NICHOLS, an individual; JOSE A. )  
23 YAMASAKI, an individual; SAUL )  
24 RODRIGUEZ, an individual; and DOES )  
25 1 TO 10, inclusive, )

26 Defendants. )  
27 )  
28 )

Case No:

PLAINTIFFS' COMPLAINT  
FOR DAMAGES FOR:

1. VIOLATION OF  
SUBSTANTIVE DUE  
PROCESS (42 U.S.C. §1983);  
and  
2. NEGLIGENT INFLICTION  
OF EMOTIONAL DISTRESS

DEMAND FOR JURY TRIAL

### COMPLAINT FOR DAMAGES

1. COMES NOW, Plaintiffs, WILLIAM OMAR CASTILLO  
MIRANDA, an individual and as Successor in Interest for Decedent, WILLIAM  
RENE SALGADO MIRANDA; JUANA MARIA MIRANDA, an individual and  
as Successor in Interest for Decedent, WILLIAM RENE SALGADO MIRANDA;  
OSMAR ANTONIO CASTILLO BLANDON, a minor by and through Guardian  
ad Litem, EUGENIA GUADELUPE ESPINOZA SALMERON; EUGENIA

1 GUADELUPE ESPINOZA SALMERON an individual; and KARLA VANESSA  
2 BLANDON, an individual (hereinafter, at times collectively referred to herein as  
3 “PLAINTIFFS”) in their Complaint against Defendants, CITY OF  
4 HUNTINGTON PARK; RENE REZA, an individual; APRIL WHEELER, an  
5 individual; MATTHEW RINCON, an individual; NICK NICHOLS, an individual;  
6 JOSE A. YAMASAKI, an individual; SAUL RODRIGUEZ, an individual; and  
7 DOES 1 TO 10, inclusive (hereinafter, sometimes collectively referred to as  
8 “Defendants”) hereby allege as follows:

9 **INTRODUCTION**

10 2. This action seeks compensatory damages, punitive damages,  
11 attorneys’ fees and costs from individual police officers, and compensatory  
12 damages, attorneys’ fees and costs including from Defendants, CITY OF  
13 HUNTINGTON PARK, RENE REZA, an individual; APRIL WHEELER, an  
14 individual; MATTHEW RINCON, an individual; NICK NICHOLS, an individual;  
15 JOSE A. YAMASAKI, an individual; SAUL RODRIGUEZ, an individual; and  
16 DOES 1 TO 10, inclusive, for violations of state law, federal law and fundamental  
17 rights under the United States Constitution in connection with the shooting of  
18 Decedent, WILLIAM RENE SALGADO MIRANDA (hereinafter referred to at  
19 times as “Decedent”) on or about October 30, 2022.

20 3. On or about October 30, 2022, Decedent was shot by police officers,  
21 RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS,  
22 JOSE A. YAMASAKI, and SAUL RODRIGUEZ, all of whom are and were  
23 employed by and operating in the course and scope of employment and under the  
24 color of law and authority with Defendant, CITY OF HUNTINGTON PARK  
25 (hereinafter at times “CITY”) and its Huntington Park Police Department  
(hereinafter at times “HPPD”).

26 4. It is herein alleged that these individual police officers of the HPPD,  
27 acting in their individual capacity, under color of law and in the course and scope  
28 of their employment with Defendant CITY and its HPPD used unreasonable and/or

1 excessive deadly force when they shot Decedent, WILLIAM RENE SALGADO  
2 MIRANDA, without legal cause or excuse, and made an unreasonable seizure of  
3 the person of Decedent, WILLIAM RENE SALGADO MIRANDA, thereby  
4 violating the constitutional rights of Decedent, WILLIAM RENE SALGADO  
5 MIRANDA and Plaintiffs, WILLIAM OMAR CASTILLO MIRANDA and  
6 JUANA MARIA MIRANDA under the Fourteenth Amendment to the United  
7 States Constitution and violating California state law and common law. It is  
8 additionally alleged herein that PLAINTIFFS, as the family and close relatives of  
9 Decedent, WILLIAM RENE SALGADO MIRANDA, contemporaneously  
10 witnessed the shooting of Decedent, WILLIAM RENE SALGADO MIRANDA,  
11 and suffered severe emotional distress.

### 12 **JURISDICTION**

13 5. PLAINTIFFS assert causes of action under, and for violations of, the  
14 following laws and/or legal theories:

- 15 (a) Federal Civil Rights Act under 42 U.S.C. §§1983, 1985, 1986, and  
16 1988;
- 17 (b) The Fourteenth Amendment of the United States Constitution; and
- 18 (c) Negligent Infliction of Emotional Distress.

19 6. This is an action to redress the deprivation of rights under color of  
20 law, statute, ordinance, regulation, custom or usage of rights, privileges, and  
21 immunities secured to PLAINTIFFS by the Fourteenth Amendment to the  
22 Constitution of the United States (42 U.S.C. §1983) and arising under the law and  
23 statutes of the State of California and common law legal theories.

### 24 **VENUE**

25 7. This Court has original jurisdiction under 28 U.S.C. §§1331 and 1343  
26 (a) (3-4) because Plaintiffs assert claims arising under the laws of the United States  
27 including 42 U.S.C. §1983 and the Fourteenth Amendment of the United States  
28 Constitution. The Court as supplemental jurisdiction over Plaintiffs' claims arising  
under state law pursuant to 28 U.S.C. §1367(a) because those claims are so related

1 to the federal claims that they form part of the same case or controversy under  
2 Article III of the United States Constitution.

3 8. Venue is proper in this Court under 28 U.S.C. §1391(b) because all  
4 incidents, events and occurrences giving rise to this action occurred in this district.

5 **PARTIES**

6 9. PLAINTIFFS were residents of the City of Huntington Park, County  
7 of Los Angeles, State of California during all times relevant hereto at the time of  
8 the injuries and damages suffered related to the police shooting incident of October  
9 30, 2022.

10 10. Decedent, ~~WILLIAM RENE SALGADO MIRANDA~~ was and at all  
11 times herein mention a resident of the City of Huntington Park, County of Los  
12 Angeles, State of California until his untimely death on October 30, 2022.

13 Decedent, WILLIAM RENE SALGADO MIRANDA is the natural son of  
14 Plaintiff, WILLIAM OMAR CASTILLO MIRANDA, grandson and adopted son  
15 of Plaintiff, JUANA MARIA MIRANDA, stepson to Plaintiff, EUGENIA  
16 GUADELUPE ESPINOZA SALMERON and natural sibling of Plaintiffs,  
17 KARLA VANESSA BLANDON and OSMAR ANTONIO CASTILLO  
18 BLANDON.

19 11. At all times mentioned herein, Defendants, RENE REZA, APRIL  
20 WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI,  
21 SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, and each of them, are and  
22 were duly sworn police officers employed by Defendant CITY and its HPPD. At  
23 all times herein mentioned, Defendants, RENE REZA, APRIL WHEELER,  
24 MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI, SAUL  
25 RODRIGUEZ and DOES 1 TO 10, inclusive, were acting in their individual  
26 and/or, in the alternative, their official capacities and in the course and scope of  
27 their employment with Defendant, CITY. Defendant, CITY provided Defendants,  
28 RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS,  
JOSE A. YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, with

1 the accoutrements of their employment including their Police's Department  
2 uniforms, their badges and their CITY issued firearms.

3 12. At all times mentioned herein, Defendants CITY and its HPPD are  
4 public entities duly organized and existing under and by the laws of the State of  
5 California that employed CITY police officers, including Defendants RENE  
6 REZA, APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A.  
7 YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive. Defendant,  
8 CITY sometimes acted herein through their departments or agencies including the  
9 HPPD.

10 13. At all times mentioned herein, Defendant, CITY had the HPPD, the  
11 Department where City police officers, including Defendants RENE REZA,  
12 APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A.  
13 YAMASAKI, SAUL RODRIGUEZ, who shot and killed Decedent, WILLIAM  
14 RENE SALGADO MIRANDA. Defendants RENE REZA, APRIL WHEELER,  
15 MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI, SAUL  
16 RODRIGUEZ, and DOES 1 TO 10, inclusive, were employed within the course  
17 and scope of their employment at the time that they shot Decedent, WILLIAM  
18 RENE SALGADO MIRANDA.

19 14. Plaintiffs are informed and believe, and thereon allege, that  
20 Defendants RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK  
21 NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10,  
22 inclusive, including CITY and HPPD Police Officers were and are, and at all times  
23 herein mentioned were, duly appointed and acting as police officers/officers for  
24 Defendant CITY, and were at all material times acting under color of state law, and  
25 as the employees, agents and representatives of every other Defendant.  
26 Defendants, RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK  
27 NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10,  
28 inclusive, were acting under color of law and within the course and scope of their  
employment, including but not limited to under California Government Code



1 §§815.2, 820 and 825, on or about the October 30, 2022 date of the incident.  
2 Defendant, CITY is legally responsible for all damages caused by the intentional  
3 and/or negligent and/or otherwise tortuous conduct of Defendants, RENE REZA,  
4 APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A.  
5 YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, as alleged  
6 herein. By the filing of this Complaint, Plaintiffs, and each of them do hereby sue  
7 all Defendants, including Defendants, CITY, RENE REZA, APRIL WHEELER,  
8 MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI, SAUL  
9 RODRIGUEZ, and DOES 1 TO 10, inclusive, and any Defendant CITY Officer or  
10 employees who shot Decedent, WILLIAM RENE SALGADO MIRANDA,  
11 including Defendants DOES 1 TO 10.

12 15. At all times mentioned herein, of Defendants, RENE REZA, APRIL  
13 WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI,  
14 SAUL RODRIGUEZ, and DOES 1-10 as alleged herein, were acting within the  
15 course and scope of their employment and under color of law as a supervisor,  
16 commander, officer, sergeant, captain, commander, and/or civilian employee of  
17 Defendant, CITY, and each of them was authorized by Defendant, CITY to  
18 perform the duties and responsibilities of sworn police officers of and for these  
19 Defendants, and all acts hereinafter complained of were performed by each of them  
20 within the course and scope of their duties as supervisor, commander, officer,  
21 sergeant, captain, commander. DOE Defendants, as alleged herein, are sued herein  
22 in their individual capacity and in their official capacity as a police officers,  
23 supervisor, commander, officer, sergeant, captain and/or as other employees of  
24 Defendant CITY, respectively.

25 16. DOE Defendants encouraged, assisted, ratified and/or with deliberate  
26 indifference failed to prevent all of the herein acts and omissions of Defendants,  
27 and each of them.

28 17. At all times relevant herein, DOE Defendants ratified unlawful  
customs and practices and encouraged its police officers to use unreasonable

1 and/or excessive force and false arrests lacking probable cause. Said misconduct  
2 was encouraged, tolerated and condoned by Defendants, CITY, RENE REZA,  
3 APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A.  
4 YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, and each of  
5 them.

6 18. At all times relevant to the present complaint, Defendants, RENE  
7 REZA, APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A.  
8 YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, were acting  
9 within their capacity as employees, agents, representatives and servants of  
10 Defendant, CITY, which is liable under the doctrine of *Respondeat Superior*,  
11 pursuant to §§815.2, 820 and 825 of the California Government Code, et.al.

12 19. The true names of Defendants DOES 1 TO 10, inclusive, are  
13 unknown to Plaintiffs, who therefore sues these defendants by such fictitious  
14 names. Plaintiffs will seek leave to amend this complaint to show the true names  
15 and capacities of these defendants when they have been ascertained. Each of the  
16 fictitious named defendants is responsible in some manner for the conduct and  
17 liabilities alleged herein. Defendants DOES 1 TO 10 include, but are not limited  
18 to, any and all CITY and HPPD officers and employees in the broadest definition  
19 who used force on, seized, shot and Decedent, WILLIAM RENE SALGADO  
20 MIRANDA, as well as any and all supervisors, commanders, officers, sergeants,  
21 captains, lieutenants, and/or civilian employees of Defendant CITY, including  
22 within the HPPD.

23 20. Each of the Defendants caused and is responsible for the unlawful  
24 conduct and resulting, by, inter alia, personally participating in the conduct, or  
25 acting jointly and in concert with others who did so; by authorizing, acquiescing or  
26 failing to take action to prevent the unlawful conduct; by promulgating policies  
27 and procedures pursuant to which the unlawful conduct occurred; by failing and  
28 refusing, with deliberate indifference to Plaintiffs' rights, to initiate and maintain  
adequate supervision and/or training; and, by ratifying the unlawful conduct that



1 occurred by agents and peace officers under their direction and control. Whenever  
2 and wherever reference is made in this Complaint to any act by a Defendant, such  
3 allegation and reference shall also be deemed to mean the acts and failures to act of  
4 each Defendant individually, joint, and severally. They are sued in their individual  
5 and official capacities and in some manner are responsible for the acts and  
6 omissions alleged herein. Plaintiffs will ask leave of this Court to amend this  
7 Complaint to allege such name and responsibility when that information is  
8 ascertained. Each of Defendants is the agent of the other and the actions of each of  
9 the Defendants were ratified by the other Defendants.

#### **GENERAL ALLEGATIONS**

10 21. On or about October 30, 2022, in the afternoon hours, Decedent,  
11 WILLIAM RENE SALGADO MIRANDA was at Plaintiffs' home in Huntington  
12 Park, California. Police were called to Plaintiffs' and Decedent's residence in  
13 response to a 911 call about a man with a gun.

14 22. Plaintiffs are informed and believe and thereon allege that CITY  
15 police officers, Defendants, RENE REZA, APRIL WHEELER, MATTHEW  
16 RINCON, NICK NICHOLS, JOSE A. YAMASAKI, and SAUL RODRIGUEZ,  
17 arrived at the apartment complex where Decedent's and Plaintiffs' home was  
18 located.

19 23. Plaintiffs are informed and believe and thereon allege that Defendants,  
20 RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS,  
21 JOSE A. YAMASAKI, and SAUL RODRIGUEZ encountered Decedent,  
22 WILLIAM RENE SALGADO MIRANDA outside the residence, behaving  
23 erratically.

24 24. Plaintiffs are informed and believe and thereon allege that Decedent,  
25 WILLIAM RENE SALGADO MIRANDA was not armed with a gun.

26 25. Plaintiffs are informed and believe and thereon allege that Decedent,  
27 WILLIAM RENE SALGADO MIRANDA may have thrown an object at one of  
28 the Defendant officers, which did not injure or harm the officer as their ballistic

1 shield deflected the object successfully.

2 26. Plaintiffs are informed and believe and thereon allege that Decedent,  
3 WILLIAM RENE SALGADO MIRANDA attempted to flee from Defendants,  
4 RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS,  
5 JOSE A. YAMASAKI, and SAUL RODRIGUEZ.

6 27. On October 30, 2022, Plaintiff, WILLIAM OMAR CASTILLO  
7 MIRANDA, Decedent's father, contemporaneously witnessed Defendants, RENE  
8 REZA, APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A.  
9 YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, shoot  
10 Decedent, WILLIAM RENE SALGADO MIRANDA, and Plaintiff, WILLIAM  
11 OMAR CASTILLO MIRANDA suffered severe emotional distress as a result.

12 28. On October 30, 2022, Plaintiff, JUANA MARIA MIRANDA,  
13 Decedent's grandmother, contemporaneously witnessed Defendants, RENE REZA,  
14 APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A.  
15 YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, shoot  
16 Decedent, WILLIAM RENE SALGADO MIRANDA, and Plaintiff, JUANA  
17 MARIA MIRANDA suffered severe emotional distress as a result.

18 29. On October 30, 2022, Plaintiff, OSMAR ANTONIO CASTILLO  
19 BLANDON, a minor by and through Guardian ad Litem, EUGENIA  
20 GUADELUPE ESPINOZA SALMERON, Decedent's sibling, contemporaneously  
21 witnessed Defendants, RENE REZA, APRIL WHEELER, MATTHEW RINCON,  
22 NICK NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO  
23 10, inclusive, shoot Decedent, WILLIAM RENE SALGADO MIRANDA, and  
24 Plaintiff, OSMAR ANTONIO CASTILLO BLANDON, a minor by and through  
25 Guardian ad Litem, EUGENIA GUADELUPE ESPINOZA SALMERON suffered  
26 severe emotional distress as a result.

27 30. On October 30, 2022, Plaintiff, EUGENIA GUADELUPE  
28 ESPINOZA SALMERON, Decedent's stepmother, contemporaneously witnessed  
Defendants, RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK

1 NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10,  
2 inclusive, shoot Decedent, WILLIAM RENE SALGADO MIRANDA, and  
3 Plaintiff, EUGENIA GUADELUPE ESPINOZA SALMERON suffered severe  
4 emotional distress as a result.

5 31. On October 30, 2022, Plaintiff, KARLA VANESSA BLANDON,  
6 Decedent's sibling, contemporaneously witnessed Defendants, RENE REZA,  
7 APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A.  
8 YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, shoot  
9 Decedent, WILLIAM RENE SALGADO MIRANDA, and Plaintiff, KARLA  
VANESSA BLANDON suffered severe emotional distress as a result.

10 32. Plaintiffs are informed and believe, and upon such information and  
11 belief allege, that Defendants, RENE REZA, APRIL WHEELER, MATTHEW  
12 RINCON, NICK NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ, and  
13 DOES 1 TO 10 utilized negligent tactics, failed to appropriately warn of use of  
14 force and violated Defendant CITY and its HPPD Policies and Procedures for use  
15 of force including deadly force and other use of force and other policies and  
16 procedures.

17 33. Decedent, WILLIAM RENE SALGADO MIRANDA did not present  
18 a risk of imminent threat of death or great bodily injury to any of these defendant  
19 officers, or anyone else to justify the use of lethal deadly force.

20 34. At the time of the shooting Decedent, WILLIAM RENE SALGADO  
21 MIRANDA was not engaged in the commission of a crime and, under the United  
22 States Constitution and the cases interpreting it, had rights including a liberty  
23 interest to be free in one's person from unlawful search and seizure of one's person  
24 and a right not to be subjected to the use of unreasonable and/or excessive force by  
25 police officers against him.

26 35. Defendants, RENE REZA, APRIL WHEELER, MATTHEW  
27 RINCON, NICK NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ, and  
28 DOES 1 TO 10, inclusive, and each of them, discharged their firearms recklessly,

1 intentionally, tortuously, with deliberate indifference and/or negligently, with the  
2 intent to kill and/or commit serious bodily injury upon, Decedent WILLIAM  
3 RENE SALGADO MIRANDA and to violate his civil rights.

4 36. As a direct and proximate result of the aforementioned acts of  
5 Defendants, RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK  
6 NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10,  
7 inclusive, PLAINTIFFS suffered injuries and damages which are recoverable by  
8 PLAINTIFFS under the Federal Civil Rights statutes identified herein, as well as  
9 under state law and common law.

**FIRST CAUSE OF ACTION**

**FOR VIOLATION OF SUBSTANTIVE DUE PROCESS (42 U.S.C. §1983)  
(By PLAINTIFFS Against All Defendants)**

10 37. PLAINTIFFS hereby repeat, re-allege and incorporate each, and every  
11 allegation of every paragraph above as though fully set forth herein.  
12

13 38. Decedent, WILLIAM RENE SALGADO MIRANDA and  
14 PLAINTIFFS each had a cognizable interest under the Due Process Clause of the  
15 Fourteenth Amendment of the United States Constitution to be free from state  
16 actions that deprive them of life, liberty, or property in such a manner as to shock  
17 the conscience, including but not limited to unwarranted government interference  
18 in Decedent, WILLIAM RENE SALGADO MIRANDA and PLAINTIFFS'  
19 familial relationship.

20 39. More specifically, the use of force by the aforementioned defendants,  
21 Defendants, RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK  
22 NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10,  
23 inclusive, acting in their individual capacities and under color of state law, was so  
24 outrageous that it shocks the conscience because Decedent, WILLIAM RENE  
25 SALGADO MIRANDA was shot by Defendants, CITY, RENE REZA, APRIL  
26 WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI,  
27 SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, and the officers could all see  
28 that Decedent posed no imminent threat to anyone and were told was mentally ill.

1       40. Decedent, WILLIAM RENE SALGADO MIRANDA had a  
2 cognizable interest under the Due Process Clause of the Fourteenth Amendment of  
3 the United States Constitution to be free from state actions that deprive him of life,  
4 liberty, or property in such a manner as to shock the conscience.

5       41. The aforementioned actions of Defendants, CITY, RENE REZA,  
6 APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A.  
7 YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, and each of  
8 them and along with other undiscovered conduct, shocks the conscience, in that  
9 they acted with deliberate indifference to the constitutional rights of Decedent,  
10 WILLIAM RENE SALGADO MIRANDA, and/or with purpose to harm unrelated  
11 to any legitimate law enforcement objective. Defendants, CITY, RENE REZA,  
12 APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A.  
13 YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, had time to  
14 deliberate regarding the use of force and the use of deadly force and they acted  
15 with deliberate indifference to the constitutional rights of Decedent, WILLIAM  
16 RENE SALGADO MIRANDA by issuing no warning and then using unjustified  
17 deadly force against Decedent, WILLIAM RENE SALGADO MIRANDA while  
18 his close family members, PLAINTIFFS, contemporaneously witnessed the  
19 Defendants' unconstitutional use of excessive and unreasonable force against  
20 Decedent, WILLIAM RENE SALGADO MIRANDA and, as a direct result,  
21 PLAINTIFFS suffered severe emotional distress.

22       42. Plaintiff, WILLIAM OMAR CASTILLO MIRANDA, having the  
23 right of survivorship, seeks all damages for the pain, suffering, anxiety, fear of  
24 impending death and severe emotional distress that Decedent, WILLIAM RENE  
25 SALGADO MIRANDA suffered before his death, in a sum to be determined  
26 according to proof. Plaintiff, WILLIAM OMAR CASTILLO MIRANDA, having  
27 the right of survivorship, also seeks all damages for the loss of the value of his life  
28 to himself of WILLIAM RENE SALGADO MIRANDA, including the loss of the  
value of the rest of his life to himself (full life expectancy) of Decedent,

1 WILLIAM RENE SALGADO MIRANDA, and his family, in a sum to be  
2 determined according to proof. Plaintiff, WILLIAM OMAR CASTILLO  
3 MIRANDA, seeks damages for funeral and burial expenses of Decedent,  
4 WILLIAM RENE SALGADO MIRANDA in a sum to be determined according to  
5 proof.

6 43. Plaintiff JUANA MARIA MIRANDA, having the right of  
7 survivorship, seeks all damages for the pain, suffering, anxiety, fear of impending  
8 death and severe emotional distress that Decedent, WILLIAM RENE SALGADO  
9 MIRANDA suffered before his death, in a sum to be determined according to  
10 proof. Plaintiff, JUANA MARIA MIRANDA having the right of survivorship,  
11 also seeks all damages for the loss of the value of his life to himself of WILLIAM  
12 RENE SALGADO MIRANDA, including the loss of the value of the rest of his  
13 life to himself (full life expectancy) of Decedent, WILLIAM RENE SALGADO  
14 MIRANDA, and his family, in a sum to be determined according to proof.  
15 Plaintiff, JUANA MARIA MIRANDA seeks damages for funeral and burial  
16 expenses of Decedent, WILLIAM RENE SALGADO MIRANDA in a sum to be  
17 determined according to proof.

18 44. Plaintiff, OSMAR ANTONIO CASTILLO BLANDON, a minor by  
19 and through Guardian ad Litem, EUGENIA GUADELUPE ESPINOZA  
20 SALMERON, having the right of survivorship, seeks all damages for the pain,  
21 suffering, anxiety, fear of impending death and severe emotional distress that  
22 Decedent, WILLIAM RENE SALGADO MIRANDA suffered before his death, in  
23 a sum to be determined according to proof. Plaintiff, OSMAR ANTONIO  
24 CASTILLO BLANDON, a minor by and through Guardian ad Litem, EUGENIA  
25 GUADELUPE ESPINOZA SALMERON, having the right of survivorship, also  
26 seeks all damages for the loss of the value of his life to himself of WILLIAM  
27 RENE SALGADO MIRANDA, including the loss of the value of the rest of his  
28 life to himself (full life expectancy) of Decedent, WILLIAM RENE SALGADO  
MIRANDA, and his family, in a sum to be determined according to proof.



1 Plaintiff, OSMAR ANTONIO CASTILLO BLANDON, a minor by and through  
2 Guardian ad Litem, EUGENIA GUADELUPE ESPINOZA SALMERON, seeks  
3 damages for funeral and burial expenses of Decedent, WILLIAM RENE  
4 SALGADO MIRANDA in a sum to be determined according to proof.

5 45. Plaintiff, EUGENIA GUADELUPE ESPINOZA SALMERON,  
6 having the right of survivorship, seeks all damages for the pain, suffering, anxiety,  
7 fear of impending death and severe emotional distress that Decedent, WILLIAM  
8 RENE SALGADO MIRANDA suffered before his death, in a sum to be  
9 determined according to proof. Plaintiff, EUGENIA GUADELUPE ESPINOZA  
10 SALMERON, having the right of survivorship, also seeks all damages for the loss  
11 of the value of his life to himself of WILLIAM RENE SALGADO MIRANDA,  
12 including the loss of the value of the rest of his life to himself (full life expectancy)  
13 of Decedent, WILLIAM RENE SALGADO MIRANDA, and his family, in a sum  
14 to be determined according to proof. Plaintiff, EUGENIA GUADELUPE  
15 ESPINOZA SALMERON seeks damages for funeral and burial expenses of  
16 Decedent, WILLIAM RENE SALGADO MIRANDA in a sum to be determined  
according to proof.

17 46. Plaintiff, KARLA VANESSA BLANDON, having the right of  
18 survivorship, seeks all damages for the pain, suffering, anxiety, fear of impending  
19 death and severe emotional distress that Decedent, WILLIAM RENE SALGADO  
20 MIRANDA suffered before his death, in a sum to be determined according to  
21 proof. Plaintiff, KARLA VANESSA BLANDON, having the right of  
22 survivorship, also seeks all damages for the loss of the value of his life to himself  
23 of WILLIAM RENE SALGADO MIRANDA, including the loss of the value of  
24 the rest of his life to himself (full life expectancy) of Decedent, WILLIAM RENE  
25 SALGADO MIRANDA, and his family, in a sum to be determined according to  
26 proof. Plaintiff, KARLA VANESSA BLANDON, seeks damages for funeral and  
27 burial expenses of Decedent, WILLIAM RENE SALGADO MIRANDA in a sum  
28 to be determined according to proof.

1           47. As a direct and proximate result of said constitutional violations,  
2 tortious acts, omissions or conduct of Defendants, CITY, RENE REZA, APRIL  
3 WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI,  
4 SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, Decedent, WILLIAM RENE  
5 SALGADO MIRANDA was killed, and PLAINTIFFS sustained and incurred  
6 damages.

7           48. As a direct and proximate result of these actions by Defendants,  
8 CITY, RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK  
9 NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10,  
10 inclusive, and each of them, Decedent WILLIAM RENE SALGADO MIRANDA  
11 experienced pain, suffering, anxiety, fear of impending death and extreme  
12 emotional distress and died. Defendants, CITY, RENE REZA, APRIL  
13 WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI,  
14 SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, and each of them, all thus  
15 violated the substantive due process rights of PLAINTIFFS to be free from  
16 unwarranted interference with their familial relationship with Decedent,  
17 WILLIAM RENE SALGADO MIRANDA.

18           49. The aforementioned acts of Defendants, CITY, RENE REZA, APRIL  
19 WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI,  
20 SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, and each of them, were  
21 malicious, willful, oppressive and despicable conduct as herein alleged, as each  
22 aforementioned defendant acted with a conscious disregard of the rights and safety  
23 of Decedent, WILLIAM RENE SALGADO MIRANDA and said defendants acted  
24 with the specific intent to injure and kill Decedent, WILLIAM RENE SALGADO  
25 MIRANDA Plaintiffs are therefore entitled to punitive damages in an amount  
26 sufficient to punish and make an example of these aforementioned individual  
27 Defendants, and, in order to promote greater safety and provide an incentive for  
28 said defendants and others so situated to not engage in such conduct.

1           50. As a direct and proximate result of said constitutional violations,  
2 tortious acts, omissions or conduct of Defendants, CITY, RENE REZA, APRIL  
3 WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI,  
4 SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, Decedent, WILLIAM RENE  
5 SALGADO MIRANDA was killed, and PLAINTIFFS sustained and incurred  
6 damages.

7           51. As a direct and proximate cause of the acts of Defendants, CITY,  
8 RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS,  
9 JOSE A. YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, and  
10 each of them, PLAINTIFFS have suffered emotional distress, mental anguish, and  
11 pain. PLAINTIFFS have also been deprived of the life-long love, companionship,  
12 comfort, support, society, care, and sustenance of Decedent, WILLIAM RENE  
13 SALGADO MIRANDA, and will continue to be so deprived for the remainder of  
14 their natural lives.

15           52. As a direct and proximate result of these actions by Defendants,  
16 CITY, RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK  
17 NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10,  
18 inclusive, and each of them, Decedent, WILLIAM RENE SALGADO MIRANDA  
19 experienced pain, suffering, anxiety, fear of impending death and extreme  
20 emotional distress and died. Defendants, CITY, RENE REZA, APRIL  
21 WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI,  
22 SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, and each of them, all thus  
23 violated the substantive due process rights of PLAINTIFFS to be free from  
24 unwarranted interference with their familial relationship with Decedent,  
25 WILLIAM RENE SALGADO MIRANDA.

26           53. The conduct of Defendants, CITY, RENE REZA, APRIL  
27 WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI,  
28 SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, and each of them was  
willful, wanton, malicious, and was done with reckless disregard for the rights and

1 safety of Decedent, WILLIAM RENE SALGADO MIRANDA and PLAINTIFFS,  
2 and therefore warrants the imposition of exemplary and punitive damages as to  
3 Defendants DOES 1 to 50, inclusive, and each of them

4 54. Defendants, CITY, RENE REZA, APRIL WHEELER, MATTHEW  
5 RINCON, NICK NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ, and  
6 DOES 1 TO 10, inclusive, and each of them, are each liable to PLAINTIFFS for  
7 Decedent, WILLIAM RENE SALGADO MIRANDA's injuries, either because  
8 they engaged in the above conduct; because they were integral participants in the  
9 above conduct; or because they failed to intervene to prevent the above conduct.  
10 PLAINTIFFS each bring this claim individually.

11 **SECOND CAUSE OF ACTION**  
12 **FOR NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS**  
13 **(By PLAINTIFFS Against RENE REZA, APRIL WHEELER, MATTHEW**  
14 **RINCON, NICK NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ,**  
15 **and DOES 1 TO 10, inclusive)**

16 55. Plaintiffs hereby repeat, re-allege and incorporate each and every  
17 allegation of each and every paragraph above as though fully set forth herein.

18 56. On October 30, 2022, Decedent, WILLIAM RENE SALGADO  
19 MIRANDA was shot by Defendants, RENE REZA, APRIL WHEELER,  
20 MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI, SAUL  
21 RODRIGUEZ, and DOES 1 TO 10, inclusive, and Decedent, WILLIAM RENE  
22 SALGADO MIRANDA was killed as a result.

23 57. Defendants, RENE REZA, APRIL WHEELER, MATTHEW  
24 RINCON, NICK NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ, and  
25 DOES 1 TO 10, inclusive, were negligent and careless in the use of their firearms,  
26 including being careless in the handling of the firearm and in the firing of the  
27 firearm that was unjustified under the circumstances. Defendants were unreasonable  
28 in failing to use appropriate tactics regarding verbalization, de-escalation, calling  
for back-up, use of less-than-lethal force, techniques and weapons, containment,  
issuing verbal warnings and other appropriate police tactics before resorting to  
utilizing deadly force. Defendants CITY, and DOES 1 TO 10, inclusive, likewise

1 breached its duty of due care in their hiring, training and supervision of Defendants,  
2 RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS,  
3 JOSE A. YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive,  
4 including in the training in use of the firearm.

5 58. PLAINTIFFS were in the immediate vicinity of Decedent, WILLIAM  
6 RENE SALGADO MIRANDA and Defendants DEPUTY RENZI, DEPUTY  
7 FAOUR, DEPUTY KOCHER, and DOES 1-50, inclusive, at that time that  
8 Defendants DEPUTY RENZI, DEPUTY FAOUR, DEPUTY KOCHER, and  
9 DOES 1-50, inclusive, shot Decedent, WILLIAM RENE SALGADO MIRANDA,  
10 and PLAINTIFFS contemporaneously witnessed and perceived the injury producing  
11 shooting event incident both visibly and audibly.

12 59. At the time of the negligent and deadly conduct of Defendants, RENE  
13 REZA, APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A.  
14 YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, as set forth  
15 above, PLAINTIFFS were contemporaneously aware that the conduct was causing  
16 injury to their close relative, son and brother, Decedent, WILLIAM RENE  
17 SALGADO MIRANDA because PLAINTIFFS contemporaneously witnessed the  
18 gunshots and heard the shots fired and also heard the moaning of Decedent,  
19 WILLIAM RENE SALGADO MIRANDA who was struck with the bullets that  
20 caused his death.

21 60. As a direct and proximate result of contemporaneously witnessing the  
22 injury to Decedent, WILLIAM RENE SALGADO MIRANDA, caused by the  
23 negligent and careless conduct of Defendants CITY, RENE REZA, APRIL  
24 WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI,  
25 SAUL RODRIGUEZ, and DOES 1 TO 10, inclusive, and each of them,  
26 PLAINTIFFS sustained severe emotional distress, including Post Traumatic Stress  
27 Disorder (PTSD), psychological trauma and other damages in an amount to be  
28 proven according to proof at the time of trial.

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**PRAYER**

WHEREFORE, PLAINTIFFS, WILLIAM OMAR CASTILLO MIRANDA, an individual and as Successor in Interest for Decedent, WILLIAM RENE SALGADO MIRANDA; JUANA MARIA MIRANDA, an individual and as Successor in Interest for Decedent, WILLIAM RENE SALGADO MIRANDA; OSMAR ANTONIO CASTILLO BLANDON, a minor by and through Guardian ad Litem, EUGENIA GUADELUPE ESPINOZA SALMERON; EUGENIA GUADELUPE ESPINOZA SALMERON an individual; and KARLA VANESSA BLANDON, an individual, and each of them, hereby demand the following relief, against all of the Defendants:

1. Compensatory general and special damages, including both survival damages and wrongful death damages, in the amount to be proven at trial;
2. For funeral and burial expenses, and loss of financial support;
3. Reasonable attorneys' fees and expenses of litigation, including those fees permitted by 42 U.S.C. §1988; Attorney fees Awards Act of 1976, and 42 U.S.C. §1983;
4. Compensatory general damages for severe emotional distress, anxiety, fear and all other non-economic damages, in the amount to be proven at the time of trial;
5. Punitive and exemplary damages pursuant to California Civil Code §3294 against Defendants, RENE REZA, APRIL WHEELER, MATTHEW RINCON, NICK NICHOLS, JOSE A. YAMASAKI, SAUL RODRIGUEZ, and DOES 1 TO 10;
6. Costs of suit necessarily incurred herein;
7. Prejudgment interest according to proof;
8. Pre-Judgment and Post-Judgment interest; and
9. Such other and further relief as the Court deems just and proper.

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1 Dated: June 10, 2024

**CARRAZCO LAW, A.P.C.**

2  
3 /S/ CHRISTOPHER L. HOLM

4 BY:

5 ANGEL CARRAZCO, JR.  
6 KENT M. HENDERSON  
7 CHRISTOPHER L. HOLM  
8 Attorneys for Plaintiffs

**DEMAND FOR JURY TRIAL**

9 Plaintiffs hereby demand a trial by jury.

10 Dated: June 10, 2024

**CARRAZCO LAW, A.P.C.**

12 /S/ CHRISTOPHER L. HOLM

13 BY:

14 ANGEL CARRAZCO, JR.  
15 KENT M. HENDERSON  
16 CHRISTOPHER L. HOLM  
17 Attorneys for Plaintiffs  
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